

# LAND RECLAMATION COMMISSION

STATE OF MISSOURI

P.O. BOX 176

JEFFERSON CITY, MISSOURI 65102

573-751-4041

## Permit To Engage in Surface Mining

LAND RECLAMATION COMMISSION

ISSUES TO

DANNIE WAKE CONTRACTING, INC.

Pursuant to "The Land Reclamation Act," RSMo, 2001, and on conformity with the statements

In the application, a permit is hereby granted to engage in surface mining of  
sand & gravel in the state of Missouri. The extent of the

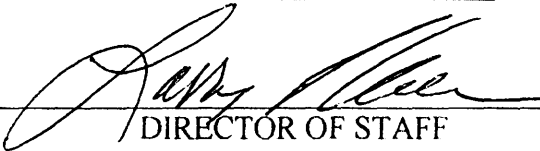
Proposed mining operation(s) will be on four acres, more or less.

The locations of the operation(s) under this permit is/are as follows: Renewal

County	Section	Township	Range	Acres Renewed	Acres New	Total Acres	Site/Stream Name	Site Number
Howell	32	27N	09W	2	0	2	Site #1/Eleven Point River	0746
Howell	14	26N	09W	2	0	2	Site #2/Lost Camp Creek	0747

This permit may be suspended or revoked upon violation of any or all of the conditions set forth in "The Land Reclamation Act," RSMo. 2001, or in such rules and regulations as are promulgated pursuant thereto by the Land Reclamation Commission.

IN WITNESS WHEREOF I have hereunto set my hand this 7th day of April 2004

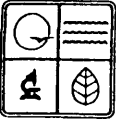
  
\_\_\_\_\_  
DIRECTOR OF STAFF  
Land Reclamation Commission

Permit No. 0771

Effective Date 04/09/2004

Expiration Date 04/08/2005

MO 780-1122 (6-95)



MISSOURI DEPARTMENT OF NATURAL RESOURCES  
LAND RECLAMATION COMMISSION  
**PERMIT RENEWAL FOR INDUSTRIAL MINERAL MINES**

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MAR 31 2004

P.O. BOX 176  
JEFFERSON CITY, MO 65102-0176

NAME OF CORPORATION, COMPANY, PARTNERSHIP OR INDIVIDUAL <b>DANNIE WAKE Contracting Inc.</b>		MISSOURI LAND RECLAMATION COMMISSION SITE <b>3-28-04</b>	
ADDRESS <b>1168 ST. RT. 76</b>	CITY <b>Willow Springs</b>	STATE <b>MO</b>	ZIP CODE <b>65793</b>
CONTACT PERSON <b>DANNIE WAKE</b>		TELEPHONE NUMBER <b>417-469-2931</b>	

**FEES: COMPLETE SECTION I OR SECTION II**

**SECTION I. Fees: Open pit operators and those mining more than 5,000 tons of sand and/or gravel:**

1. To compute the site fee complete the information below:

SITE NAME OR NUMBER (add a separate sheet for additional sites)	Mark each month that the site will be operated during the permit year	For sites operated less than six months per permit year pay \$150 For sites operated six months or more per permit year pay \$300
1.	Jan, Feb, Mar, <u>Apr</u> , May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
2.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
3.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
4.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
5.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
6.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
7.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
8.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
9.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
10.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
TOTAL SITE FEE		\$

2. Acreage Fee \$5 X \_\_\_\_\_ number of acres bonded .....\$

3. Annual Permit Fee.....\$ 500

4. Total Fee (Add totals from 1, 2 and 3).....\$

NOTE: If Total Fee exceeds \$2,500.00 then pay only .....\$ 2,500

**SECTION II. FEES: Sand or gravel operators mining less than 5,000 tons per year:**

1. Annual Permit Fee.....\$ 300

SIGNATURE OF APPLICANT <b>Dannie Wake</b>	TITLE <b>President</b>	DATE <b>3-29-04</b>
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Appeared before me this **29<sup>th</sup>** day of **March**, 20**04**, **Dannie Wake** to me personally known, who executed the above as their free acts and deeds.

NOTARY PUBLIC EMBOSSEER SEAL	STATE OF <b>Missouri</b>	COUNTY (OR CITY OF ST. LOUIS) <b>Howell</b>
	SUBSCRIBED AND SWORN BEFORE ME, THIS <b>29<sup>th</sup></b> DAY OF <b>March</b> YEAR <b>2004</b>	
	NOTARY PUBLIC SIGNATURE <b>James E. Ogden</b>	
	MY COMMISSION EXPIRES <b>7-22-05</b>	
NOTARY PUBLIC NAME (TYPED OR PRINTED) <b>James E. Ogden</b>		

FOR DEPARTMENT USE ONLY: APPROVED BY <b>[Signature]</b>	DATE APPROVED <b>4-5-04</b>	PERMIT NUMBER <b>0771</b>	EXPIRATION DATE <b>4-8-05</b>
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MISSOURI DEPARTMENT OF NATURAL RESOURCES  
LAND RECLAMATION COMMISSION  
**SITE INFORMATION FORM**

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To be completed for each separate area of disturbance associated with mining operations. MISSOURI LAND RECLAMATION COMMISSION		
SITE NAME OR NUMBER <i>Eleven Point Site #1</i>		PERMIT NUMBER <i>0771</i>
COMPANY NAME <i>DANNIE WAKE Contracting INC.</i>		
COUNTY <i>Howel</i>	1/4 SECTION <i>E</i>	SECTION <i>32</i>
TOWNSHIP <i>T 27N</i>	RANGE <i>R 9W</i>	ACRES <i>2</i>
RIVER OR STREAM NAME (FOR IN-STREAM ACRES) <i>Eleven Point River</i>		
MINERAL COMMODITY <i>SAND + GRAVEL</i>		ESTIMATED TONS/YEAR (FOR GRAVEL SITES) <i>Per year</i> <i>LESS THAN 5000 TONS TOTAL</i>

NAME OF LANDOWNER (ATTACH LIST IF MORE THAN ONE) <i>City of Willow Springs MO.</i>		
ADDRESS <i>123 E. Second St.</i>		
CITY <i>Willow Springs</i>	STATE <i>MO</i>	ZIP CODE <i>65793</i>
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE): _____		DATE OF AGREEMENT <i>1-29-99</i>
<input type="checkbox"/> LEASE <input checked="" type="checkbox"/> VERBAL AGREEMENT		

MINERAL RIGHTS OWNER (ATTACH LIST IF MORE THAN ONE) <i>SAME AS ABOVE</i>		
ADDRESS		
CITY	STATE	ZIP CODE
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE): _____		DATE OF AGREEMENT
<input type="checkbox"/> LEASE <input type="checkbox"/> VERBAL AGREEMENT		

**NOTE:** Each site must be shown on a map and be included in a public notice and an approved mine plan.

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STATE OF MISSOURI  
**DEPARTMENT OF NATURAL RESOURCES**  
DIVISION OF ENVIRONMENTAL QUALITY  
P.O. Box 176 Jefferson City, MO 65102-0176

February 9, 1998

Dannie Wake Contracting, Inc.  
1168 St. Road 76  
Willow Springs, MO 65793

Howell County  
P-13565-1

Dear Mr. Wake:

The Missouri Department of Natural Resources, Water Pollution Control Program, has reviewed your request for water quality certification to remove 5,000 cubic yards of gravel per year at two separate sites on Lost Camp Creek and one site on the Eleven Point River. This certification replaces that of December 11, 1997, and reflects the result of a site visit on January 13, 1998.

The proposed projects are located southeast and south of Willow Springs, Howell County, Missouri.

This office certifies that the ongoing activity apparently will not cause the general or numeric criteria to be exceeded nor impair beneficial uses established in Water Quality Standards, 10 CSR 20-7.031, provided the following conditions are met:

1. Sand or gravel mining operations shall not excavate below the elevation of the water line at the time of removal.
2. Excavation of sand or gravel deposits shall be limited to unconsolidated areas containing primarily smaller material (at least 85% of material is less than 3 inches in diameter) that is loosely packed and contains no woody perennial vegetation greater than 1 inch in diameter, measured at breast height (4.5 feet).
3. There shall be at least a 20 foot wide buffer of undisturbed area left between the water line and the excavation area at the site on the Eleven Point River. With respect to activities on Lost Camp Creek, no work will be conducted at all when there is water in the channel.
4. Gravel mining on the west side of the Eleven Point River shall not take place within 25 feet from the west bank. Mining should not take place within the defined channel. On the east bank, gravel mining shall not take place within 10 feet of the ordinary high water mark for the length of the gravel removal site. Gravel mining shall not take place within 25 feet landward of the ordinary high water mark for the length of the gravel removal site. Vegetation stabilizes gravel and soil, holding bars and banks in place.

Dannie Wake Contracting, Inc. (P-13565-1)

Page 2

February 9, 1998

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MISSOURI LAND  
RECLAMATION COMMISSION

5. Stream channels shall not be straightened or otherwise altered. Material shall not be pushed against banks as an erosion control method or stockpiled within the channel. Oversize material may be replaced in the mined area, if smoothed to the original contours of the sand or gravel deposit.
6. Gravel washing or sorting shall be conducted above the stream or river banks, and in such a manner that material will not wash back into the water during rainfall events.
7. Vehicles and other equipment shall be limited to removal sites and existing crossings. Streams shall be crossed perpendicular to the stream. Use of off-road vehicles in streams is also regulated under Missouri State Law (RSMO 1991, Section 304.013).
8. Fuel, oil, other petroleum products, equipment and any solid waste associated with the mining operation shall not be stored between the stream and river banks.
9. Within 30 days of the close of the operation at a particular site, the riparian area, banks and sand or gravel deposits shall be recontoured and revegetated as necessary to restore the area to a stable condition.

Water Quality Standards must be met during the operation. If compliance with Water Quality Standards is not maintained, the Corps of Engineers will be notified and the certification may be withdrawn. If you have any questions, please call Linda Vogt or John Madras of the Planning Section at (573) 751-7428.

This certification is being issued under Section 401 of Public Law 95-217, The Clean Water Act of 1977.

Sincerely,

WATER POLLUTION CONTROL PROGRAM

  
Edwin D. Knight  
Director

EDK:lvp

c: Lee Schoonover, Army Corps of Engineers, Little Rock District  
Department of Natural Resources, Southeast Regional Office



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MISSOURI LAND

TYPE OF PLAN  
(CHECK ONE):

☐ SHORT TERM, FOR ONE PERMIT YEAR

☒ LONG TERM, FOR PERIOD THROUGH DATE: 1-30-2015

RECLAMATION COMMISSION

Company Name:

Blanche Wake Construction Inc.

DESCRIPTION OF STREAM CONDITION PRIOR TO LAND RECLAMATION COMMISSION PERMITTING (BY APPLICANT OR PRIOR OPERATOR), INCLUDING BANK CONDITION, BANK VEGETATION AND WATER QUALITY.

The Area To Be Mined is in 1/2 Mile stretch of Eleven Point River East of Willow Springs  
See Att. Sheets 1-7 thru 1-10. The creek is Tree Lined & Field Pasture on one side & Sloped & Vegetated on the other. ONLY Time Water is present is After Large Rain. Normally Dry site

DESCRIBE METHODS USED TO REDUCE DAMAGE TO STREAM BANKS, SUCH AS PROTECTING BANK VEGETATION, IF APPLICABLE.

DNR made site visit on 1-13-98  
would like to continue as stated in letter  
See Att. 1-13 + 1-14 - P-13565-1

DESCRIBE METHODS USED TO REDUCE DAMAGE TO STREAM ENVIRONMENTS, SUCH AS KEEPING ACTIVE MINING OPERATIONS ON GRAVEL BARS, RATHER THAN IN FLOWING WATER, AND KEEPING HAUL ROADS AWAY FROM FLOWING WATER, IF APPLICABLE.

Will use Existing Roads & Access Points  
No Removal when Water Flowing

By my signature, I attest to the following:

- 1) All statements made on this Mine Plan Form are correct, complete, and true, to the best of my knowledge.
- 2) I or the company I am authorized to represent intend(s) to mine in accordance with this Plan, and in accordance with the Missouri Land Reclamation Act, Sections 444.760 through 444.789, RSMo (Supp. 1990), and all rules, regulations, orders, decisions and permits of the Missouri Land Reclamation Commission pertaining to my company's surface mining operations.
- 3) I have a valid agreement with all landowners which gives me the right to grant access to the Director of the Missouri Land Reclamation Commission and his authorized representatives, and I grant such access, and further where I have no right to grant such access, I have attached signed affidavits from the landowners granting such access.

SIGNATURE OF APPLICANT ▶ <i>Dannie Wake Contracting Incorp.</i>		TITLE <i>President</i>	DATE <i>1-29-99</i>
Appeared before me this <i>29th</i> day of <i>January</i> , 19 <i>99</i> . <i>Dannie Wake</i> to me personally known, who executed the above as their free acts and deeds.			
NOTARY PUBLIC EMBOSSEER SEAL	STATE OF <i>Mo</i>	COUNTY (OR CITY OF ST. LOUIS) <i>Howell</i>	
	SUBSCRIBED AND SWORN BEFORE ME, THIS <i>29th</i> DAY OF <i>Jan</i> , 19 <i>99</i>		USE RUBBER STAMP IN CLEAR AREA BELOW.
	NOTARY PUBLIC SIGNATURE <i>Gail Townsend</i>	MY COMMISSION EXPIRES <i>7-29-99</i>	
NOTARY PUBLIC NAME (TYPED OR PRINTED) <i>Gail Townsend</i>			
APPROVED BY (DIRECTOR'S REPRESENTATIVE) ▶ <i>[Signature]</i>		TITLE <i>LRS II</i>	DATE APPROVED <i>2-22-99</i>



MISSOURI DEPARTMENT OF NATURAL RESOURCES  
LAND RECLAMATION COMMISSION  
**SITE INFORMATION FORM**

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To be completed for each separate area of disturbance associated with mining operations.			MISSOURI LAND RECLAMATION COMMISSION	
SITE NAME OR NUMBER <i>Lost Camp Creek #2</i>		PERMIT NUMBER <i>0771</i>		
COMPANY NAME <i>DANNIE WAKE Contracting INC.</i>				
COUNTY <i>Howel</i>	1/4 SECTION <i>NE</i>		SECTION <i>14</i>	
TOWNSHIP <i>T26 N</i>	RANGE <i>R9 W</i>		ACRES <i>2</i>	
RIVER OR STREAM NAME (FOR IN-STREAM ACRES) <i>Lost CAMP Creek</i>				
MINERAL COMMODITY <i>SAND &amp; GRAVEL</i>		ESTIMATED TONS/YEAR (FOR GRAVEL SITES) <i>Per Year</i> <i>LESS THAN 5000 TONS TOTAL</i>		

NAME OF LANDOWNER (ATTACH LIST IF MORE THAN ONE) <i>Bobby Mc CLELLAN</i>		
ADDRESS <i>3577 CR 5360</i>		
CITY <i>Willow Springs</i>	STATE <i>MO</i>	ZIP CODE <i>65793</i>
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE): _____		DATE OF AGREEMENT <i>1-29-99</i>
<input type="checkbox"/> LEASE <input checked="" type="checkbox"/> VERBAL AGREEMENT		

MINERAL RIGHTS OWNER (ATTACH LIST IF MORE THAN ONE) <i>SAME AS ABOVE</i>		
ADDRESS		
CITY	STATE	ZIP CODE
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE): _____		DATE OF AGREEMENT
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**NOTE:** Each site must be shown on a map and be included in a public notice and an approved mine plan.





MISSOURI DEPARTMENT OF NATURAL RESOURCES  
LAND RECLAMATION COMMISSION

**STREAM PROTECTION PLAN - 10 CSR 40-10.020(2)(D)3**

(Required for in-stream sites, or as required by the Director)

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TYPE OF PLAN  
(CHECK ONE):

☐ SHORT TERM, FOR ONE PERMIT YEAR

☒ LONG TERM, FOR PERIOD THROUGH DATE: 1-30-2025

MISSOURI LAND  
RECLAMATION COMMISSION

DESCRIPTION OF STREAM CONDITION PRIOR TO LAND RECLAMATION COMMISSION PERMITTING (BY APPLICANT OR PRIOR OPERATOR), INCLUDING BANK CONDITION, BANK VEGETATION AND WATER QUALITY.

The Area to Be Mined on Lost Camp Creek is South  
East of Willow Springs Mo North of U. S. Highway  
IT Crosses FARM LAND Field's + Pasture  
See Att. 1-11 + 1-12 Water only Present after  
Large Rain Normally Dry Site

DESCRIBE METHODS USED TO REDUCE DAMAGE TO STREAM BANKS, SUCH AS PROTECTING BANK VEGETATION, IF APPLICABLE.

DNR Made Site Visit ON 1-13-98  
Would Like to Continue AS STATED in Letter  
See Att. 1-11 + 1-12 - P-13565-1

DESCRIBE METHODS USED TO REDUCE DAMAGE TO STREAM ENVIRONMENTS, SUCH AS KEEPING ACTIVE MINING OPERATIONS ON GRAVEL BARS, RATHER THAN IN FLOWING WATER, AND KEEPING HAUL ROADS AWAY FROM FLOWING WATER, IF APPLICABLE.

Will use Existing Roads + Access Points  
No Gravel Removal when Water Flowing

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MISSOURI LAND  
RECLAMATION COMMISSION

By my signature, I attest to the following:

- 1) All statements made on this Mine Plan Form are correct, complete, and true, to the best of my knowledge.
- 2) I or the company I am authorized to represent intend(s) to mine in accordance with this Plan, and in accordance with the Missouri Land Reclamation Act, Sections 444.760 through 444.789, RSMo (Supp. 1990), and all rules, regulations, orders, decisions and permits of the Missouri Land Reclamation Commission pertaining to my company's surface mining operations.
- 3) I have a valid agreement with all landowners which gives me the right to grant access to the Director of the Missouri Land Reclamation Commission and his authorized representatives, and I grant such access, and further where I have no right to grant such access, I have attached signed affidavits from the landowners granting such access.

SIGNATURE OF APPLICANT ▶ <i>Wannie Wake Contracting Inc.</i>		TITLE <i>President</i>	DATE <i>1-29-99</i>
Appeared before me this <i>29th</i> day of <i>January</i> , 19 <i>99</i> . <i>Dannie Wake</i> to me personally known, who executed the above as their free acts and deeds.			
NOTARY PUBLIC EMBOSSEER SEAL	STATE OF <i>Mo</i>	COUNTY (OR CITY OF ST. LOUIS) <i>Howell</i>	
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NOTARY PUBLIC SIGNATURE <i>Gail Townsend</i>		MY COMMISSION EXPIRES <i>7-29-99</i>	
NOTARY PUBLIC NAME (TYPED OR PRINTED) <i>Gail Townsend</i>			
APPROVED BY (DIRECTOR'S REPRESENTATIVE) ▶ <i>[Signature]</i>		TITLE <i>CRS II</i>	DATE APPROVED <i>2-22-99</i>

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MISSOURI LAND RECLAMATION COMMISSION

Willow Springs

Willow Springs Memorial Airport

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PORTION OF WILLOW SPRINGS SOUTH, MISSOURI TOPOGRAPHIC MAP

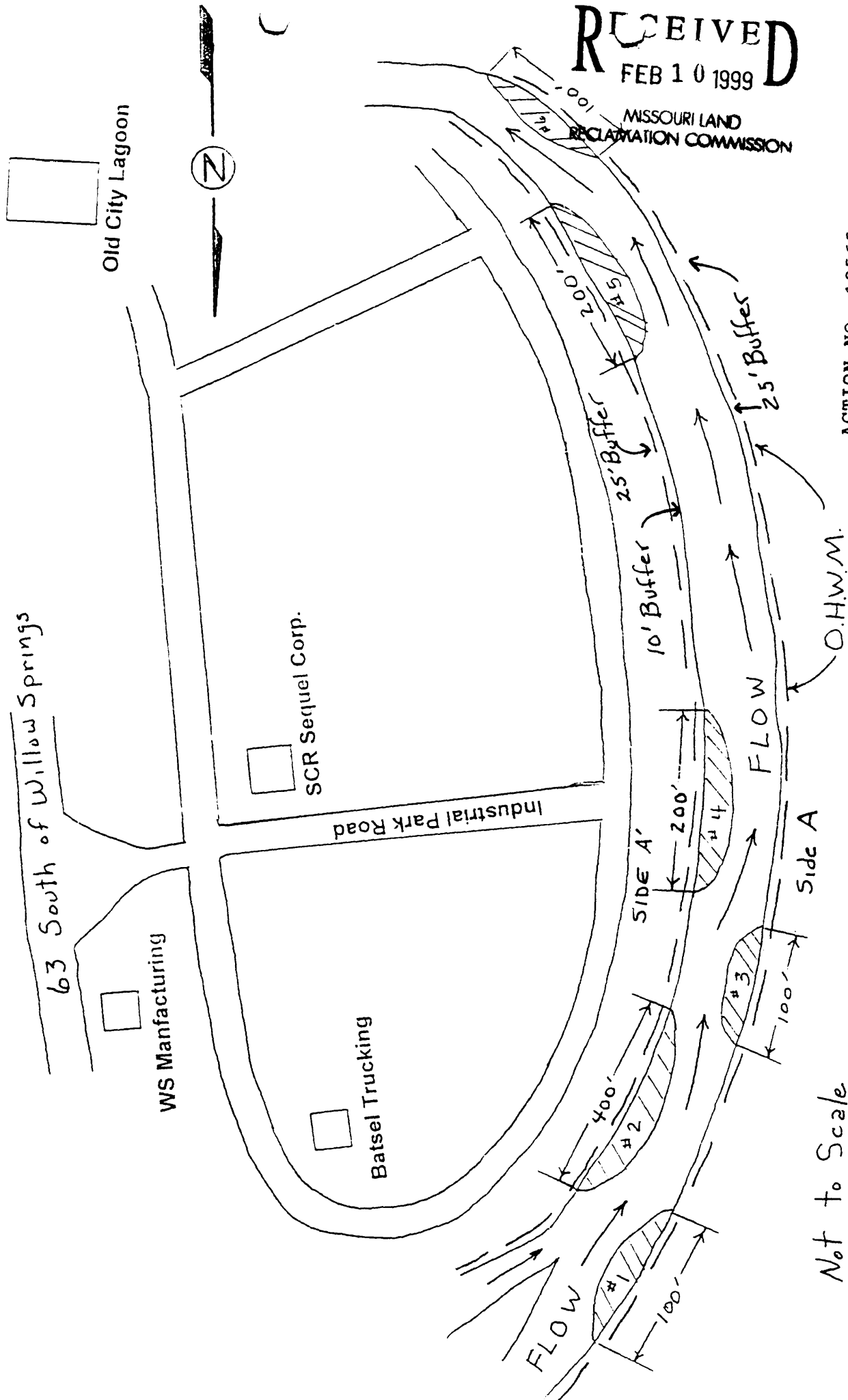
PROJECT LOCATION

SCALE 1"=2,000 FT

WILLOW SPRINGS

ACTION NO. 13565  
Dannie Wake Contracting, Incorporated  
GRAVEL REMOVAL  
Eleven Point River  
October 6, 1997 SHEET 1 OF 8

# Eleven Point River Site # 1



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MISSOURI LAND  
RECLAMATION COMMISSION

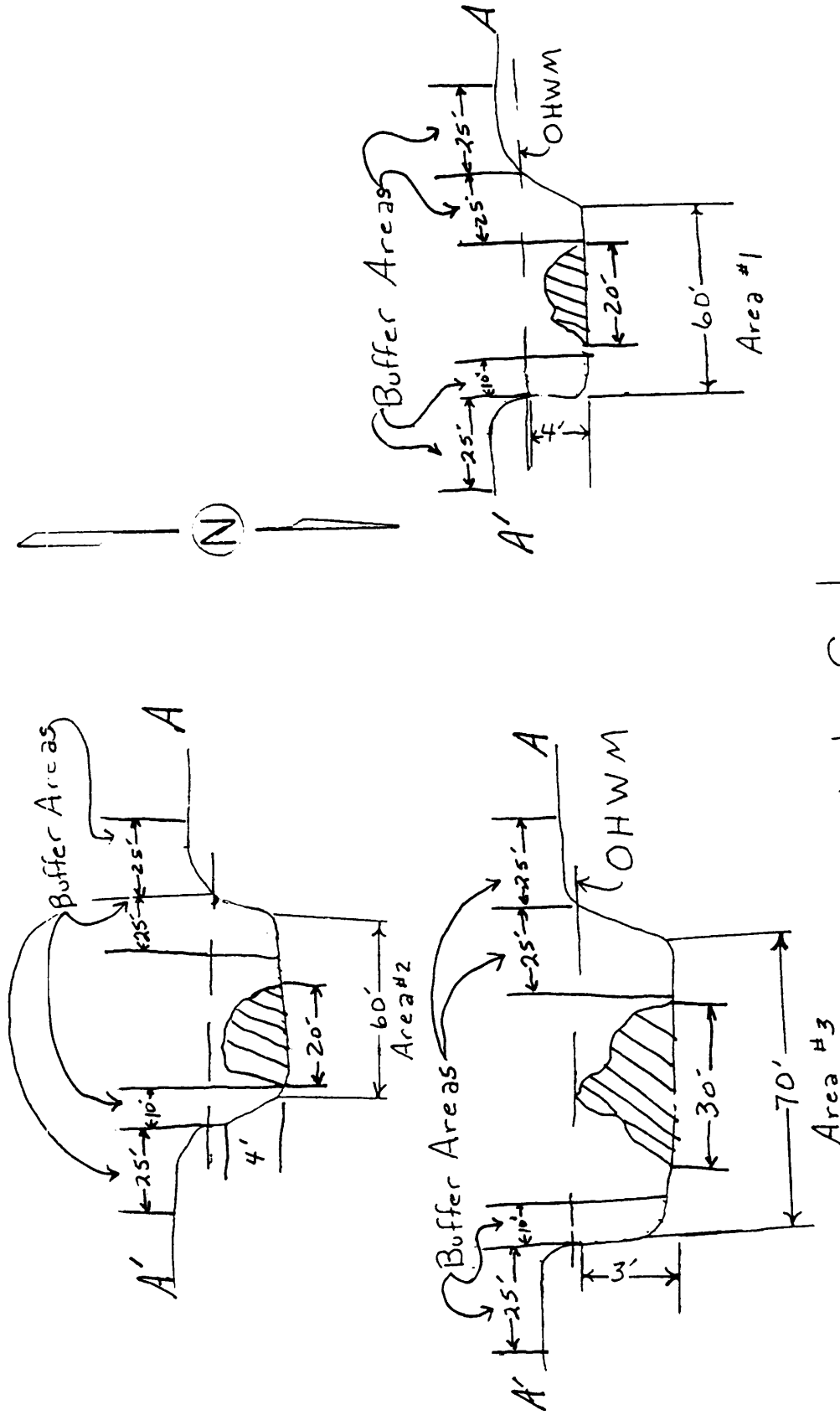
ACTION NO. 13565  
Dannie Wake Contracting, Incorporated  
GRAVEL REMOVAL  
Eleven Point River  
October 6, 1997 SHEET 1 OF 8

Not to Scale

Gravel to be Removed 10' Buffer Areas  
25' Buffer Areas



# Eleven Point River Site #1

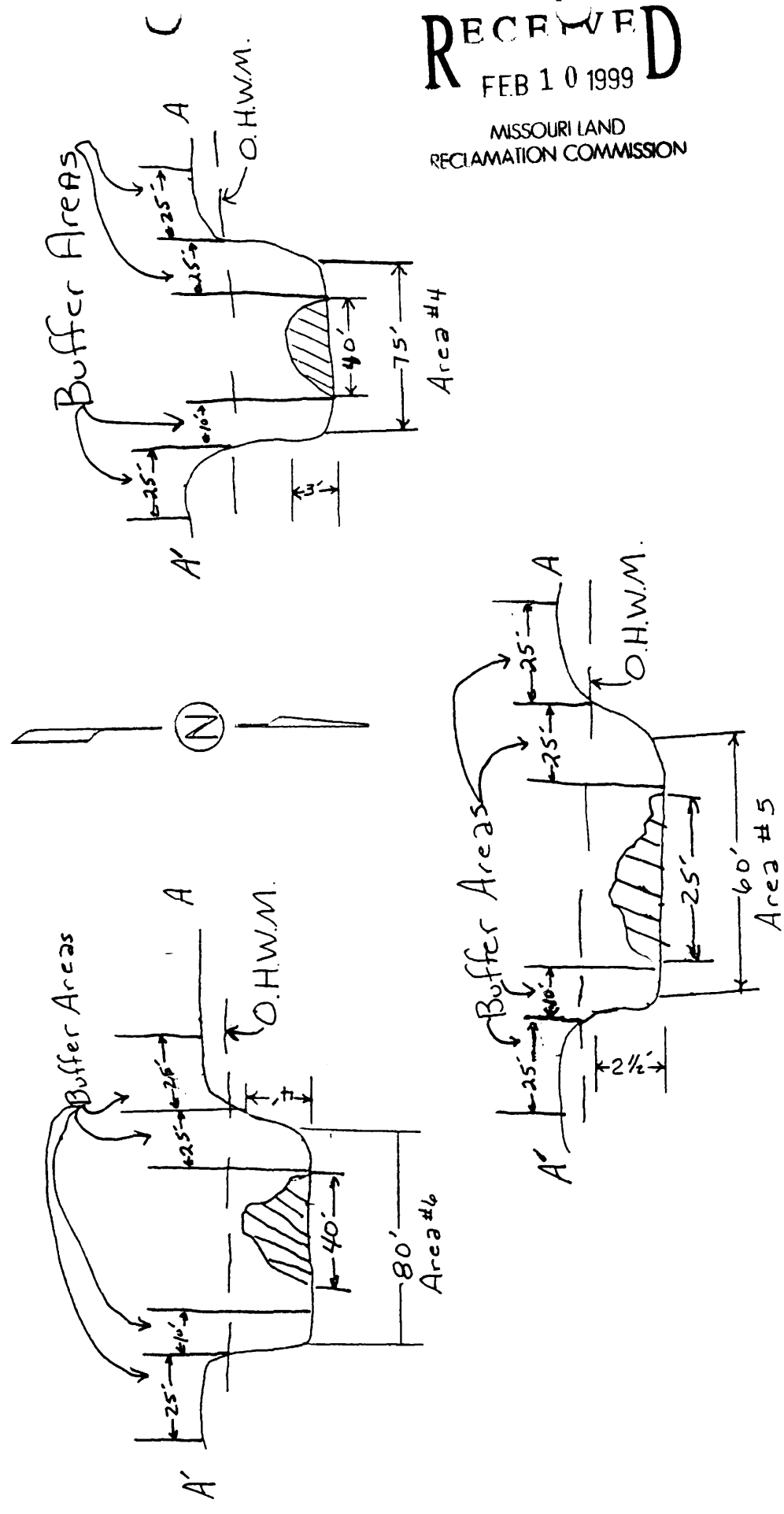


Not to Scale  
Gravel to be Removed

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RECLAMATION COMMISSION

ACTION NO. 13565  
Dannie Wake Contracting, Incorporated  
GRAVEL REMOVAL  
Eleven Point River  
October 6, 1997 SHEET 1 OF 9

# Eleven Point River Site #1



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RECLAMATION COMMISSION

ACTION NO. 13565  
Dannie Wake Contracting, Incorp  
GRAVEL REMOVAL  
Eleven Point River  
October 6, 1997 SHEET 1 OF 10

Not to Scale  
Gravel to be Removed

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MISSOURI LAND  
RECLAMATION COMMISSION

HUTTON VALLEY

PROJECT LOCATION

TO WILLOW SPRINGS, MO  
ABOUT 4 MILES

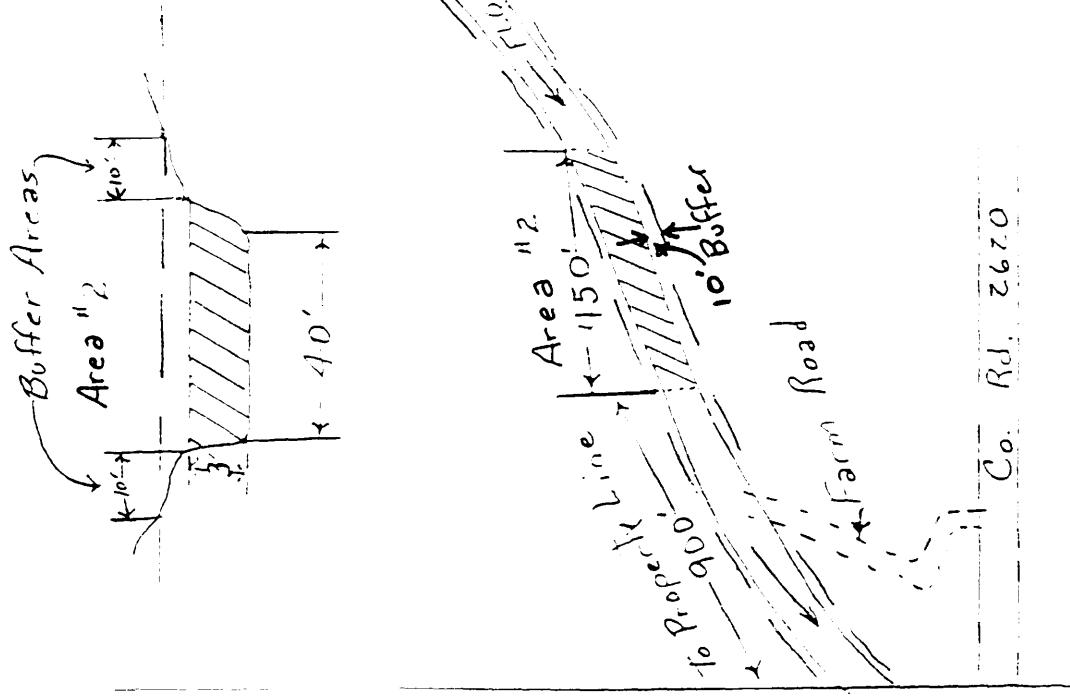
SCALE 1"=2,000 FT

PORTION OF WILLOW  
SPRINGS SOUTH, MISSOURI  
TOPOGRAPHIC MAP

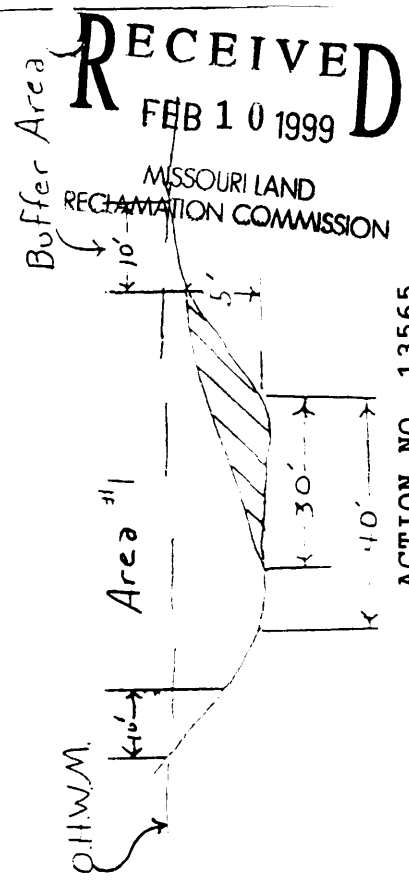
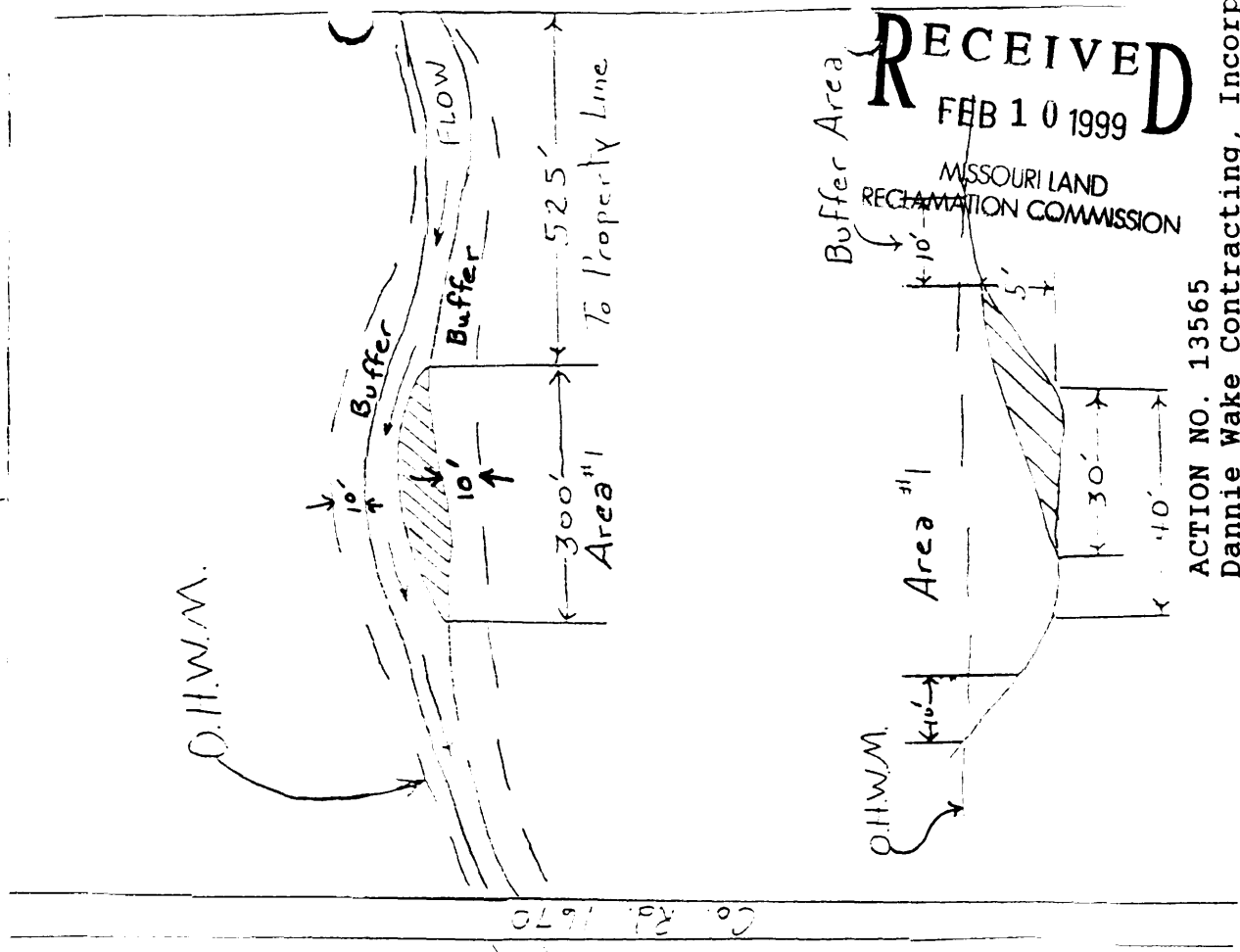
ACTION NO. 13565  
Dannie Wake Contracting, Incorporated  
GRAVEL REMOVAL  
Lost Camp Creek  
October 14, 1997 SHEET 1 OF 11

# Lost Camp Creek Site #2

1111 Hwy to 63-5



Gravel to be  
Removed



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MISSOURI LAND  
RECLAMATION COMMISSION

ACTION NO. 13565  
Dannie Wake Contracting, Incorporated  
GRAVEL REMOVAL  
Lost Camp Creek  
October 14, 1997

Not to Scale  
SHEET 1 OF 2